

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

FIVE STAR BANK,

Plaintiff,

KATHERINE MOTT; ROBERT HARRIS; KRM
EVENTS, LLC; KATHERINE'S ON MONROE, LLC;
THE DIVINITY ESTATE AND CHAPEL, LLC; KNC
ELEGANCE, LLC D/B/A THE WINTERGARDEN BY
MONROES; 11 WEXFORD GLEN, LLC; RCC
MONROES LLC; NAF REMODELING LLC;
MONROES AT RIDGEMONT LLC CRESCENT
BEACH AT THE LAKE LLC; MOTT MANAGEMENT
LLC; KRISTINA BOURNE; TAYLOR PAGANO;
TIMOTHY LAROCCA,

Defendants.

CASE NO. 6:24-CV-06153-FPG

**NOTICE OF MOTION FOR
APPROVAL OF THIRD
APPLICATION OF
RECEIVER, MARK R.
KERCHER, FOR ALLOWANCE
OF COMPENSATION AND
REIMBURSEMENT OF
EXPENSES**

PLEASE TAKE NOTICE that, pursuant to this Court's Order Appointing Receiver Over Defendant Entities (ECF Dkt. No. 39) entered by this Court on April 8, 2024, Court-appointed Receiver Mark R. Kercher (the "Receiver"), by and through Harter Secrest & Emery LLP, hereby moves this Court for an Order approving his Third Application for Allowance of Compensation and Reimbursement of Expenses, covering the period from June 1, 2024 to June 30, 2024.

In light of the circumstances set forth in the accompanying application, the Receiver respectfully requests that the Court's consideration and determination of this request be performed as expeditiously as possible and without the need for formal motion practice. But should motion practice or an appearance or argument be required, the Receiver will make himself available at the Court's convenience at a return date set by the Court.

In support of this motion, the Receiver submits his own application, dated August 7, 2024, annexed hereto.

Dated: August 7, 2024

Respectfully submitted,

HARTER SECRET & EMERY LLP

By:



John G. Horn, Esq.
50 Fountain Plaza, Suite 1000
Buffalo, New York 14202-2293
(716) 853-1616
jhorn@hselaw.com